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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jackson and Harris

Application No.: 09/388,090

Group Art Unit: 1641

TECH CENTER 1600/2900

Filed: August 31, 1999

Examiner: Devi, S.

For:

NEISSERIA SSP. POLYPEPTIDE,

NUCLEIC ACID SEQUENCE AND

USES THEREOF

Attorney Docket No.: 7969-082-999

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Box AF Washington D.C. 20231 Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to the reference AH listed on the attached revised PTO-1449 Form.

Identification of the listed reference is not to/be construed an admission of Applicants or Attorneys for Applicants that such reference is available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited."

Applicants respectfully request that the Examiner review the foregoing reference and that the reference be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(d), since this Second Supplemental Information Disclosure Statement is being submitted after the mailing date of a Final Office Action, (i) a certification as specified in 37 C.F.R. § 1.97(e)(2) regarding Reference AH is being submitted concurrently herewith; no fee is believed due in connection herewith. However, should the Patent and Trademark Office determine otherwise, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150; a duplicate of this sheet is enclosed.

Respectfully submitted,

Date November 20, 2001

31,232

Geraldine F. Baldwin

Reg. No.)

PENNIE & EDMONDS LLP 1155 Avenue of the Americas New York, New York 10036-2711 (212) 790-9090

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